



12-13-2

1645

THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: **Sohocki, M., et.al.**
SERIAL NO.: **09/765,061**
FILED: **01/17/01**

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ART UNIT NO.: **1645**
EXAMINER: **UNKNOWN**
DOCKET NO.: **25630/16UTL**

TITLE: **Mutations in a Novel
Photoreceptor-Pineal Gene on 17p
Cause Leber Congenital Amaurosi (LCA4)**

*PR 15/11
610/8
1-2-03*

EV 123 140 896 US	CERTIFICATE OF MAIL BY EXPRESS MAIL	December 12, 2002
Express Mail Number		Date of Deposit
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the:		
Assistant Commissioner of Patent		
BOX SEQUENCE		
Robert W. Strozier	Washington, D.C. 20231	December 12, 2002
		Date of Signature

RESPONSE TO THE NOTICE TO COMPLY WITH SEQUENCE RULES

Dear Sir:

The Applicant hereby responds to the **Notice to Comply with Sequence Rules** of 20 November 2002 and submits the following documents:

- (1) **Copy of Notice to Comply with Sequence Rules - sequences on page 49 Table 1 - Please note the sequences are number 79-88 to co-exist with previously submitted sequences 1-78;**
- (2) **A Substitute Paper "Sequence Listing" and an identical "Sequence Listing" in computer readable, generated by the PatentIn 3.1 Software and check by Check 3.0; and a statement of identity of sequences.**
- (4) **Post Card.**

Respectfully submitted,

Date: **December 12, 2002**

Robert W. Strozier, Reg. No. 34,024
Attorney for Applicants

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DEC 17 2002

TECH CENTER 1600/2900



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/765,061	09/765,061	Sohocki, et al	25630/16UTL

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EXAMINER	
Jon D. Epperson, Ph. D.	
ART UNIT	PAPER NUMBER
1639	14

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

Notice To Comply: Sequence Rules (Bonafide)

This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR 1.821(a)(1) and (a)(2) (e.g., see page 49, Table1; see also figure 9; see also page 67 last paragraph). However, this application fails to comply with the requirements of 37 CFR 1.821 through 1.825 for the reason(s) set forth on the attached Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

APPLICANT IS GIVEN A ONE MONTH EXTENDABLE PERIOD WITHIN WHICH TO COMPLY WITH THE SEQUENCE RULES, 37 CFR 1.821 - 1.825. Failure to comply with these requirements will result in **ABANDONMENT** of the application under 37 CFR 1.821(g). Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136. In no case may an applicant extend the period for response beyond the six month statutory period. Applicant is requested to return a copy of the attached Notice to Comply with the response.

Please direct all replies to the United States Patent and Trademark Office via one (1) of the following:

1. Electronically submitted through EFS-Bio
(<http://www.uspto.gov/ebs/efs/downloads/documents.htm>), EFS Submission User Manual - ePAVE)
2. Mailed to:
U.S. Patent and Trademark Office
Box Sequence, P.O. Box 2327
Arlington, VA 22202

Any inquiry concerning this communication should be directed to Jon D. Epperson whose telephone number is (703) 308-2423. The Examiner can normally be reached on Monday through Friday from 9 am to 6 pm. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Andrew Wang, can be reached at (703) 306-3217. The fax number for this group is (703) 305-3014. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the group receptionist whose telephone number is (703) 308-0196.

JON D. EPPERSON, Ph.D.
PATENT EXAMINER

Signature of Jon D. Epperson